

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**Applicant(s): **Bruce Robie, et al.**

Docket No.

**ZM0683/IMPLEX-13**

Application No.

**10/035,863**

Filing Date

**12/31/01**

Examiner

**Philogene, Pedro**

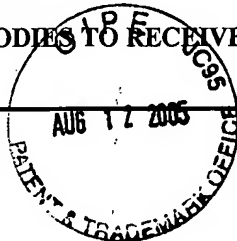
Customer No.

**28581**

Group/Art Unit

**3732**

Invention: **INSTRUMENT SYSTEM FOR PREPARING A DISC SPACE BETWEEN ADJACENT VERTEBRAL BODIES TO RECEIVE A REPAIR DEVICE.**

I hereby certify that this **AMENDMENT***(Identify type of correspondence)*

is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope

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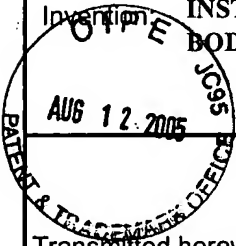
**August 10, 2005***(Date)***Melody Dye***(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)***Note: Each paper must have its own certificate of mailing.**

ENB 732

<b>AMENDMENT TRANSMITTAL LETTER (Large Entity)</b> Applicant(s): <b>Bruce Robie, et al.</b>	Docket No. <b>ZMO683/IMPLEX-13</b>
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Application No. <b>10/035,863</b>	Filing Date <b>12-31-01</b>	Examiner <b>Philogene, Pedro</b>	Customer No. <b>28581</b>	Group Art Unit <b>3732</b>	Confirmation No. <b>4928</b>
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Invention: **INSTRUMENT SYSTEM FOR PREPARING A DISC SPACE BETWEEN ADJACENT VERTEBRAL BODIES TO RECEIVE A REPAIR DEVICE.**



COMMISSIONER FOR PATENTS:

Transmitted herewith is an amendment in the above-identified application.  
 The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	29 -	36 =	0	x \$50.00	\$0.00
INDEP. CLAIMS	2 -	3 =	0	x \$200.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00

- ☒ No additional fee is required for amendment.
- ☒ Please charge Deposit Account No. **50-2061** in the amount of **\$0.00**
- ☐ A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account
  - ☒ Any additional filing fees required under 37 C.F.R. 1.16.
  - ☒ Any patent application processing fees under 37 CFR 1.17.
- ☐ Payment by credit card. Form PTO-2038.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Dated: **August 10, 2005**

*Signature*

**Paul A. Schwarz**  
**Registration No. 37,577**

**Duane Morris LLP**  
**P.O. Box 5203**  
**Princeton, New Jersey 08543**  
**Tel.: 609-631-2446**  
**Fax: 609-631-2401**

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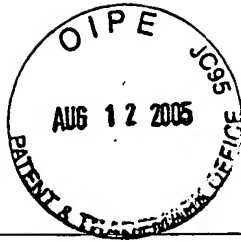
August 10, 2005  
 (Date)

*Signature of Person Mailing Correspondence*

**Melody Dye**

*Typed or Printed Name of Person Mailing Correspondence*

CC:



Application Serial No. 10/035,863  
Attorney Docket No. ZM0683/Implex-13

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	
In re application of: <b>Bruce Robie et al.</b>	Examiner: <b>Philogene, Pedro</b>
Serial No.: <b>10/035,863</b>	Group Art Unit: <b>3732</b>
Filed: <b>December 31, 2001</b>	Docket No.: <b>ZM0683/Implex-13</b>
For: <b>INSTRUMENT SYSTEM FOR PREPARING A DISC SPACE BETWEEN ADJACENT VERTEBRAL BODIES TO RECEIVE A REPAIR DEVICE</b>	Date: <b>August 10, 2005</b>

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

#### AMENDMENT

Dear Sir:

This paper is responsive to the undated Notice Of Withdrawal From Issue received on August 2, 2005. Kindly enter the following amendments upon reopening of prosecution:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 9 of this paper.